

FILED

SEP 03 2015

Clerk, U.S. District Court
District Of Montana
Helena

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION

DISABILITY RIGHTS MONTANA,
INC., on behalf of all persons
sentenced to the custody of the
Montana Department of Public Health
and Human Services as Guilty But
Mentally Ill and who have been or may
be transferred from the Montana State
Hospital to the Montana State Prison,

Plaintiff,

vs.

RICHARD OPPER, in his official
capacity as Director of the Montana
Department of Public Health; and

JOHN GLUECKERT, in his official
capacity as Administrator of the
Montana State Hospital,

Defendants.

CV 14-25-BU-SEH

ORDER


The Court conducted a hearing on Defendants' motion to dismiss for failure

to state a claim on September 3, 2015. Upon the record made in open court,

ORDERED:

Defendants' Motion to Dismiss Second Amended Complaint¹ is DENIED.

DATED this 3rd day of September, 2015.


SAM E. HADDON
United States District Judge

¹ Doc. 71.